

EXHIBIT B

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OKLAHOMA

STATE OF OKLAHOMA, et al.,)
)
Plaintiffs,)
)
v.)
)
TYSON FOODS, INC., et al.,)
)
Defendants.)
_____)

Case No. 4:05-cv-00329-TCK-SAJ

**PROPOSED ORDER GRANTING TYSON FOODS, INC.'S AMENDED MOTION TO
DISMISS COUNTS 4-10 OF THE FIRST AMENDED COMPLAINT**

This matter came before the Court on Defendant Tyson Foods, Inc.'s, Tyson Poultry, Inc.'s, Tyson Chicken, Inc.'s, and Cobb-Vantress, Inc.'s, (the "Tyson Defendants") *Motion to Amend its Motion to Dismiss Counts 4-10 of the First Amended Complaint* (Docket No. ____). The Court hereby grants that motion; the clerk is directed to strike the Tyson Defendants' *Motion to Dismiss Counts 4-10 of the First Amended Complaint and Integrated Opening Brief in Support* (Docket No. 66) and to file their *Amended Motion to Dismiss Counts 4-10 of the First Amended Complaint and Integrated Opening Brief in Support* (Docket No. ____).

SO ORDERED this ____ day of January 2007.

Terence Kern
United States District Court Judge
Northern District of Oklahoma

Dated: January 22, 2007

Respectfully submitted,

/s/ Jay T. Jorgensen

Thomas C. Green, *appearing pro hac vice*
Mark D. Hopson, *appearing pro hac vice*
Timothy K. Webster, *appearing pro hac vice*
Jay T. Jorgensen, *appearing pro hac vice*
SIDLEY AUSTIN BROWN & WOOD LLP
1501 K Street, NW
Washington, DC 20005-1401
(202) 736-8000 (phone)
(202) 736-8711 (fax)

-AND-

Patrick M. Ryan, OBA # 7864
Stephen L. Jantzen, OBA # 16247
RYAN, WHALEY & COLDIRON, P.C.
900 Robinson Renaissance
119 North Robinson, Suite 900
Oklahoma City, OK 73102
(405) 239-6040 (phone)
(405) 239-6766 (fax)

-AND-

Robert W. George, OBA #18562
KUTAK ROCK LLP
The Three Sisters Building
214 West Dickson Street
Fayetteville, AR 72701-5221
(479) 973-4200 (phone)
(479) 973-0007 (fax)